

Before the  
Federal Communications Commission  
Washington, D.C. 20554

DEC - 9 2005

Federal Communications Commission  
Office of Secretary

In re:	)	
	)	
Amendment of Section 73.202(b)	)	MB Dkt No. 05-144
Table of Allotments	)	RM-11189
FM Broadcast Stations	)	
Dalhart and Perryton, Texas	)	

**PRELIMINARY RESPONSE AND MOTION FOR ADDITIONAL TIME**

Perryton Radio, Inc., licensee of station KEYE-FM (Perryton, Texas) hereby provides a preliminary response in the above-referenced proceeding, and moves for ten additional days in which to provide a more full response.

By motion dated November 8, 2005, Perryton Radio moved for a temporary stay of these proceedings. Perryton only learned of these proceedings in early November and sought 30 days (until December 9, 2005) in which to study the proposal and develop a response. Perryton has studied the proposal of Radio Dalhart, licensee of station KXIT (Dalhart, Texas), and has tentatively concluded that the proposal may be objectionable. KXIT would undoubtedly improve its service to the city of Amarillo, it appears that the overall effect of Radio Dalhart's proposal would be to the detriment of the public interest.

Among other things, it appears that:

- Radio listeners in the rural areas to the north and west of the town of Dalhart may lose coverage and be harmed by Radio Dalhart's move towards the city of Amarillo and its suburbs.
- Station KEYE is heavily invested in its frequency, 96.1 FM, and listeners in Perryton and surrounding rural areas have grown accustomed to tuning their dials to that frequency.
- At minimum, a change in KEYE's frequency would cause substantial disruption and confusion among its listeners.

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- Many of station KEYE's current listeners would likely become accidental KXIT listeners, as the KXIT signal on 96.1 would reach a substantial portion of the area currently served by KEYE on 96.1.
- Perryton Radio would incur substantial costs connected with the frequency change, and it is far from clear whether Radio Dalhart will be willing or able to pay those costs.
- The viability of station KEYE (and its service to the town of Perryton) may be jeopardized by the accidental shift of confused listeners to the "new" station on 96.1, KXIT – to say nothing of the various costs incurred in the frequency change.
- The proposed frequency change by (and attendant harm to) KEYE may be unnecessary to accommodate service by KXIT to its community of license.

For these reasons, among others, Perryton Radio has tentatively determined that it cannot support Radio Dalhart's proposal to move station KXIT closer to Amarillo.

Perryton Radio desires and intends to file a more complete statement of its position, and of its factual and legal bases for that position. It has (among other things) commissioned broadcast engineers to study the effect of Radio Dalhart's proposal, and of potential alternatives to that proposal. However, it has not yet finished its study. Accordingly, Perryton Radio seeks an additional 10 days in which to complete its analysis and file a complete response. In order to ensure that the Commission is presented with all of the information and analysis that will enable it to determine the public interest in this proceeding, the Commission should allow Perryton Radio an additional 10 days, until December 19, 2005, to respond to Radio Dalhart's proposal.

Respectfully submitted,



William Carnell  
Counsel to Perryton Radio, Inc.  
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December 9, 2005

### **Certificate of Service**

I, William S. Carnell, hereby certify that the attached Preliminary Response and Motion for Extension of Time was served on the following by U.S. Mail, postage prepaid, on this the Ninth day of December, 2005:

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A handwritten signature in black ink, appearing to read 'W.S. Carnell', written over a horizontal line.

William S. Carnell